

striking in Section 1 the following: A compact which is negotiated pursuant to this section shall be executed by the Governor without ratification by the Legislature.

SENATOR ASHFORD: Thank you, Mr. Clerk. I have passed out to you a couple of documents. One is a map that shows the current status of Class III type gambling compacts or casino type gambling compacts across the country so that's the map that you have in front of you and the second piece of information is a subsequent amendment to this bill which I will explain later. This first...first of all, let me try to back up just a little bit and give you a brief background about where we are on this bill and in the scheme of things in the Indian Gaming Regulatory Act. In 1988 the Congress passed the Indian Gaming Regulatory Act. The act was passed to deal with several disputes that, both legal and within the Congress that had arisen concerning the issue of gambling on Indian reservations. What that act did and what is relevant here is that it divided gambling into three classes, Class I, Class II and Class III. And without going into long division I think it's helpful just to give a little brief description of what each class is. First of all, essentially Class I gaming and Class II gaming are outside of the regulatory authority of the states and the federal government whereas Class III gaming comes within the regulatory authority of the federal government and the states through these compacts. So when we talk about compacts and Indian gaming we're talking about Class III types of gambling or gaming. Class I are social games played solely for prizes of minimal value or traditional forms of Indian gaming engaged in as part of or in connection with tribal ceremonies or celebrations. That's Class I. Class II gaming refers to games of chance commonly known as bingo including pull tabs, lotto, punch boards and those kinds of games. Class II gaming is under extensive tribal jurisdiction but is subject to some jurisdiction by the Indian Gaming Commission under the federal law but it essentially is regulated by the tribes on the reservations. Where the problem comes in and why we're discussing this amendment today is the Class III gaming. Class III type gaming includes parimutuel betting, lotteries, keno and that type of operation and just for your reference, those games under Nebraska law are set forth in Section 9-607 of Nebraska statutes. That talks about lottery and breaks it down into various subparts. Under federal law the Indian reservations and Indian tribes can operate Class III types of gambling only pursuant to compacts entered into with a particular state and